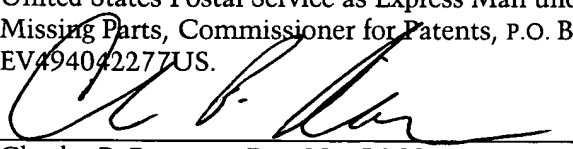


PATENT

### CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited on November 15, 2005, with the United States Postal Service as Express Mail under 37 CFR 1.10 in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Express Mail No.: EV494042277US.

  
Charles P. Romano, Reg. No. 56,991

In re application of:

Curtiss et al.

Serial No.: 10/526,365 ✓

Filed: August 29, 2003

For: *Regulated Bacterial Lysis for Gene  
Vaccine Vector Delivery and Antigen Release*

:  
: Confirmation No.: 9668  
:  
: Examiner: Not yet assigned  
:  
: Group Art Unit: Not yet assigned  
:

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### TRANSMITTAL OF MISSING REQUIREMENTS

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed on October 5, 2005, enclosed herewith for filing are the following:

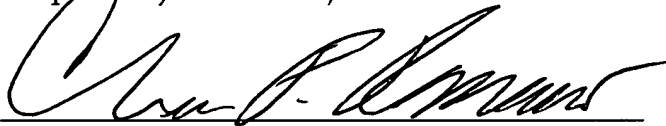
- ☒ A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).  
**(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.

- ☒ \$375 for the surcharge fee for 101 pages in excess of 100 pages for a small entity in compliance with 37 CFR 1.27. The Patent Office is hereby authorized to charge the fee of \$375 to Deposit Account No. 20-0823. A duplicate copy of this Petition is enclosed for that purpose.

It is believed that the fee is correct, but the Patent Office is hereby authorized to charge any deficiencies or credit any overpayment to Deposit Account 20-0823. A duplicate copy of this Petition is enclosed for that purpose.

Please file said Missing Requirements.

Respectfully submitted,



Charles P. Romano, Reg. No. 56,991  
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One US Bank Plaza  
St. Louis, Missouri 63101-9928  
(314) 552-6255  
(314-)552-7255 (fax)

Dated: November 15, 2005

11/21/2005 GFREY1 00000107 200823 10525365

01 FC:2615 375.00 DA



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	APP. DOCKET NO
10/526,365	Roy Curtiss III	56029-53712

INTERNATIONAL APPLICATION NO
------------------------------

PCT/US03/26883

INT. FILING DATE	PRIORITY DATE
08/29/2003	09/01/2002

Kimberly H. Lu  
Thompson Coburn  
One use Bank Plaza  
St Louis, MO 63101

CONFIRMATION NO. 9668

## 371 FORMALITIES LETTER



\*OC000000016719695\*

Date Mailed: 10/05/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/01/2005
- Copy of the International Search Report filed on 03/01/2005
- Copy of IPE Report filed on 03/01/2005
- Preliminary Amendments filed on 03/01/2005
- Biochemical Sequence Diskette filed on 03/01/2005
- Copy of references cited in ISR filed on 03/01/2005
- U.S. Basic National Fees filed on 03/01/2005
- Priority Documents filed on 03/01/2005
- Specification filed on 03/01/2005
- Claims filed on 03/01/2005
- Abstracts filed on 03/01/2005
- Drawings filed on 03/01/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$375 for a Small Entity:

- The specification and drawings contain more than 100 pages. Applicant owes \$375 for 104 pages in

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excess of 100 pages for a small entity in compliance with 37 CFR 1.27.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,365	PCT/US03/26883	56029-53712

FORM PCT/DO/EO/905 (371 Formalities Notice)